

USA

N.96946

Attorney's Docket No. 117-573

**RULE 63 (37 C.F.R. § 1.63)  
DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

As below named inventor(s), I/we hereby declare that

This declaration is of the following type:

original       design       supplemental  
 national stage of PCT  
 divisional       continuation       continuation-in-part

My/our residence, post office address and citizenship are as stated below next to my/our name.

I/we believe I/we am/are the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD OF OPERATION OF SELF-PROTECTING WAVE ENERGY CONVERSION PLANT**

(the specification of which (check one))

is attached hereto  
 was filed on \_\_\_\_\_  
in the United States Patent and Trademark Office as Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable)  
 was described and claimed in PCT International Application No. PCT/GB04/03113  
Filed on 16 Jul 2004  
and as amended under PCT Article 19 on \_\_\_\_\_ (if any)

I/we hereby state that I/we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I/we acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I/we hereby claim foreign priority benefits under 35 U.S.C. § 115(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or under § 365(a) of any PCT International Application(s) which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International Application having a filing date before that of the application on which priority is claimed:

COMBINED DECLARATION AND POWER OF ATTORNEY

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. §119

Application No.	Country	Filing Date	Priority Claimed	
			Yes	No
0316869.7	GB	18 Jul 2003	X	
PCT/GB04/03113		16 Jul 2004		

I/we hereby claim the benefit under 35 U.S.C. § 119(e) of any United States Provisional Application(s) listed below:

UNITED STATES PROVISIONAL APPLICATION(S)

Application No.	Filing Date

I/we hereby claim the benefit under 35 U.S.C. § 120 of any United States Application(s) or § 365(c) of any PCT International Application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. § 112, I/we acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national PCT international filing date of this application.

PRIOR UNITED STATES/PCT INTERNATIONAL APPLICATION(S)

Application No.	Filing Date	Status (patented, pending/abandoned)
PCT/GB04/03113	16 Jul 2004	

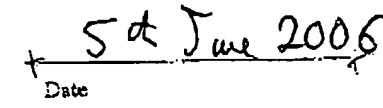
I/we hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith:

Nixon and Vanderhye PC, 11th Floor 901 North Glebe Road Arlington VA 22203-1808 United States of America

CUSTOMER NUMBER 23117

I/we hereby declare that all statements made herein of my/our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such wilful false statements may jeopardise the validity of the application or any patent issued thereon.

  
Inventor's Signature

  
Date

Full name of first/sole inventor

Hugh-Peter Granville Kelly

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